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**STATEMENT UNDER 37 CFR 3.73(b)**

Raimar Boehlke, Werner Schwarz, Thomas Ischinger and

Applicant/Patent Owner: Thomas EhrlApplication No./Patent No.: 09/847,676 Filed/Issue Date: 05/02/2001Entitled: ARRANGEMENT FOR ELIMINATING OR AT LEAST REDUCING THE SIZE OF INTERSPACES BETWEEN THREE ELEMENTS ARRANGED ONE BEHIND THE OTHER IN LONGITUDINAL DIRECTION(Name of Assignee) Medi-Globe GmbH—, a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is \_\_\_\_\_ %  
in the patent application/patent identified above by virtue of either:A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012060, Frame 0665, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.2. From: \_\_\_\_\_ To: \_\_\_\_\_  
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The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☒ Copies of assignments or other documents in the chain of title are attached.

(NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

June 27, 03  
Date  
01149-8032-973-111  
Telephone numberTyped or printed name  
Stefan Wohnhas

Signature

Title

CEO

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Pra titi ner's Dock t N . 24050.042

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK FFI E**

☒ In re application of: Raimar Boehlke, Werner Schwartz, Thomas Ischinger and Thomas Ehrl

Application No.: 09 / 847,676 Group No.: 3751

Filed: 05/02/2001 Examiner: Azy Kokabi

For: ARRANGEMENT FOR ELIMINATING OR AT LEAST REDUCING THE SIZE OF INTERSPACES BETWEEN THREE ELEMENTS ARRANGED ONE BEHIND THE OTHER...

☐ Patent No\*: Issued:

\*NOTE: Insert name(s) of inventor(s) and title also for patent.

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

**POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST  
(REVOCATION OF PRIOR POWERS)**

As assignee of record of the entire interest of the above identified

☒ application,

☐ patent,

**RECEIVED**

JUL 23 2003

TECHNOLOGY CENTER R3700

**REVOCATION OF PRIOR POWERS OF ATTORNEY**

all powers of attorney previously given are hereby revoked and

**NEW POWER OF ATTORNEY**

the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

*(list name and registration number)*

Thomas I. Rozsa, Registration 29,210

Tony D. Chen, Registration 36,998

*(check the following item, if applicable)*

- ☐ Attached, as part of this power of attorney, is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

**SEND CORRESPONDENCE TO:**  
ROZSA & CHEN LLP  
15910 Ventura Boulevard  
Suite 1601  
Encino, CA 91436-2815

**DIRECT TELEPHONE CALLS TO:**  
Thomas I. Rozsa  
Tony D. Chen  
(818) 783-0990

Customer No.: 021907

Medi-Globe GmbH  
*(type or print identity of assignee of entire interest)*  
Medi-Globe Strasse 1-5  
*Address*  
83101 Rohrdorf-Achenmühle, Germany

- ☒ Recorded in PTO on August 1, 2001  
Reel 012060  
Frame 0665  
☐ Recorded herewith

**ASSIGNEE STATEMENT**

Attached to this power is a "STATEMENT UNDER 37 C.F.R. § 3.73(b)."

Date June 27, 03

  
Signature

Stefan Wohnhas

*(type or print name of person authorized to  
sign on behalf of assignee)*

General Manager

Title

NOTE: The assignee of the entire interest may revoke previous powers and be represented by an attorney of his or her selection. 37 C.F.R. § 1.36.

*(check the following item, if it forms a part of this power of attorney)*

- ☐ Added page—Authorization of attorney(s) to accept and follow instructions from representative.

JUL 15 2003

Form PTO-1595

(Rev. 03/01)

OMB No. 0651-0027 (exp. 5/31/2005)

RECORDATION FORM COVER SHEET

## PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office

Tab settings

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

GIP Medizintechnik GmbH

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

## 3. Nature of conveyance:



Assignment



Merger



Security Agreement



Change of Name



Other in assignment previously

Change of name of Assignee

Recorded on Reel: 012060

Frame: 0665

Execution Date: December 12, 2002

## 2. Name and address of receiving party(ies)

Name: Medi-Globe GmbH

Internal Address: \_\_\_\_\_

Medi-Globe Strasse 1-5

Street Address: \_\_\_\_\_

City: 83101 Rohrdorf-Achenmühle

Country: Germany

Additional name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

09/847,676

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Thomas I. Rozsa, Esq.

Internal Address: ROZSA &amp; CHEN LLP

Suite 1601

Street Address: 15910 Ventura Blvd.

City: Encino State: CA Zip: 91436-

2815

6. Total number of applications and patents involved: ☐ 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed☒ Authorized to be charged to deposit account  
(For Deficiencies)

8. Deposit account number: 18-2222

(Attach duplicate copy of this page if paying by deposit account)

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## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Thomas I. Rozsa

Name of Person Signing

Thomas I. Rozsa

Signature

07/11/03

Date

Total number of pages including cover sheet, attachments, and documents: ☐ 4Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

Commercial Register B of the Amtsgericht (Municipal Court) Traunstein

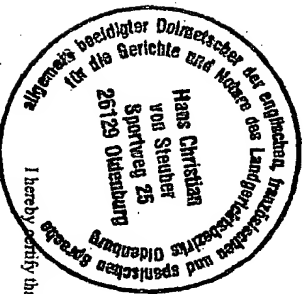
Official print-out

Number of the company:.. HRB 4270

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are marked in red

Data retrieved on Dec.12, 2002 8:35

No. of listing	a) Company b) Domestic c) Purpose of company	Stated capital or joint stock	a) General representation regulations b) Persons entitled to represent and particular power of representation	Full power of attorney (prokura)	a) Company contract / Articles of incorporation b) Other legal relations	a) Date of listing and confirmation b) Comments
1	a) GIP Medizintechnik GmbH b) Rohrdorf/Achenmühle c) The planning and development as well as manufacture and distribution of medical-technical appliances. Furthermore the company is entitled to conduct any kind of business which serves the above-mentioned business purpose.	2,350,000.00 DEM	a) If only one Managing Director is appointed then he is to represent the company alone. If several Managing Directors are appointed, the company shall be represented by two Managing Directors or by one Managing Director acting together with a "Prokurist" (employee with special rights of representation). b) Wohnhas, Stefan, Businessman, Phoenix, Arizona, U.S.A. With rights of sole representation, with the authority, in the name of the company, to conclude legal transactions with himself in his own name or as representative party of a third.		Gesellschaft mit beschränkter Haftung (private limited company). The Company Contract of May 20, 1985 was last amended on Dec. 07, 1999.	a) April 20, 2001 Müller b) Date of the first listing: June 14, 1985 This sheet has been converted for continuing records on a computer system and has thus replaced the previous sheet of the register. Articles of Incorporation Sheet 12 Sa.
2			b) Appointed Managing Director: Rados, Oliver-Marc, Großkarolinenfeld, Sep. 3, 1962, with rights of sole representation, with the authority, in the name of the company, to conclude legal transactions with himself in his own name or as representative of a third party.			a) March 4, 2002 Bandemer b) SoBl. 13 HBBl. 35
3	a) Medi-Globe GmbH				a) The Meeting of Shareholders on Nov. 18, 2002 passed the resolution to amend § 1 (Company Name) of the Articles of Incorporation.	a) Dec. 4, 2002 Giese b) Resolution and Articles of Incorporation Sheet 14 SB.



I hereby certify that this is a true translation of the original written in the German language submitted to me. Hans Christian von Steubert, Notary Public in the District of Oldenburg, Germany. Wednesday, July 02, 2003

Traunstein Dec. 12, 2002  
The print-out is in exact conformity with the content of the Commercial Register  
Haseidl, Judicial Secretary  
Official responsible for documents at the Court Office  
This print-out is not signed and serves as a certified copy

Seal: BAVARIA  
MUNICIPAL COURT

Commercial Register B of the Amtsgericht (Municipal Court) Traunstein

Official print-out

Number of the company: HRB 4270

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No. of listing	a) Company b) Domestic c) Purpose of company	Stated capital or joint stock	a) General representation regulations b) Persons entitled to represent and particular power of representation	Full power of attorney ("Prokura")	a) Company contract / Articles of incorporation b) Other legal relations	a) Date of listing and confirmation b) Comments
1	2	3	4	5	6	7
1	a) GIP Medizintechnik GmbH b) Rohrdorf/Adenmühle c) The planning and development as well as manufacture and distribution of medical-technical appliances. Furthermore the company is entitled to conduct any kind of business which serves the above-mentioned business purpose.	2.350.000,00 DEM	a) If only one Managing Director is appointed then he is to represent the company alone. If several Managing Directors are appointed, the company shall be represented by two Managing Directors or by one Managing Director acting together with a "Prokurist" (employee with special rights of representation). b) Wolhaus, Stefan, Businessman, Phoenix, Arizona, U.S.A. With rights of sole representation, with the authority, in the name of the company, to conclude legal transactions with himself in his own name or as representative party of a third.		Gesellschaft mit beschränkter Haftung (private limited company). The Company Contract of May 20, 1985 was last amended on Dec. 07, 1999.	a) April 20, 2001 Müller b) Date of the first listing: June 14, 1985 This sheet has been converted for continuing records on a computer system and has thus replaced the previous sheet of the register: Articles of Incorporation Sheet 12.5a.
2			b) Appointed Managing Director: Rados, Oliver-Marc, Großarlmentfeld, Sep. 3, 1962, with rights of sole representation, with the authority, in the name of the company, to conclude legal transactions with himself in his own name or as representative of a third party.			a) March 4, 2002 Baudemer b) SoBl. 13 HBBl. 35
3	a) Medi-Globe GmbH				a) The Meeting of Shareholders on Nov. 18, 2002 passed the resolution to amend § 1 (Company Name) of the Articles of Incorporation. b) Resolution and Articles of incorporation Sheet 14.5b.	



I hereby certify that this is a true translation of the original written in the German language submitted to me: Hans Christian von Stauber, sworn translator for the courts and notaries of the district of Odenburg, Germany. Wednesday, July 02, 2003

Traunstein Dec. 12, 2002  
The print-out is in exact conformity with the content of the Commercial Register  
Haseid, Judicial Secretary  
Official responsible for documents at the Court Office  
This print-out is not signed and serves as a certified copy

Seal: BAVARIA  
MUNICIPAL COURT

*[Handwritten signature]*

Docket No. 64135  
Express Mail No. EL676353707US

William B. Ritchie, Esq.  
McLane, Graf, Raulerson & Middleton  
Professional Association  
900 Elm St., P.O. Box 326  
Manchester, New Hampshire 03105-0326

### ASSIGNMENT

In consideration of One Dollar and other good and valuable consideration, the receipt of which is hereby acknowledged, we, Raimar Boehlke, Nelkenweg 7, D-83064 Raubling, Germany, Werner Schwarz, Zellerstrasse 28, D-83324 Ruhpolding, Germany, Professor Dr. Thomas Ischinger, Oberonstrasse 3, D-81927 Muenchen, Germany and Thomas Ehrl, Dollendorfstrasse 32, D-45144 Essen, Germany ; sell and assign to GIP Medizintechnik, Gmbh having a principle place of business at Medi-Globe Strasse 1-5, Rohrdorf-Achenmuhle, Bavaria, Germany 83101 (hereinafter referred to as "Company"), its successors, assigns and nominees, our entire right, title and interest:

in and to the invention relating to improvements in ARRANGEMENT FOR ELIMINATING, OR AT LEAST FOR REDUCING THE SIZE OF, INTERSPACES BETWEEN THREE ELEMENTS ARRANGED ONE BEHIND THE OTHER IN THE LONGITUDINAL DIRECTION invented by us, and shown and described in the application for United States Patent therefore executed concurrently herewith;

and in and to all applications for patent and patents for said invention, in all countries in the world, including all divisions, reissues, substitutions, extensions and continuations thereof;

and in to and all patents which may be granted therefore and all reissues and extensions thereof; and in all rights arising under or pursuant to any and all international agreements, treaties or laws relating to the protection of industrial property, including rights of priority resulting from the filing of any of said applications.

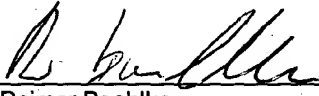
We authorize and request the Commissioner of Patents and Trademarks and all other issuing authorities to issue all Patents on said invention or resulting therefrom to said Company as assignee of the entire interest, and covenant that we have full right so to do, and agree that we will communicate to said Company or its representatives any facts known to us respecting said invention and testify in any legal proceeding, execute all divisional, continuing and reissue applications and all assignments of said invention

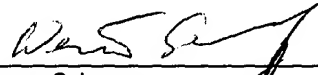
and of the right to apply for Letters Patent therefore in all countries, make all rightful oaths, sign all other lawful papers, and generally do everything reasonably possible to aid said Company, its successors, assigns and nominees, to obtain and enforce proper patent protection for said invention in all countries in the world.

We further authorize any officer of said Company to execute on our behalf all documents necessary for the filing of any such application including divisional, continuing and reissue applications and all assignments of said invention and all documents necessary to apply for Letters Patent therefore in all countries including making all rightful oaths, signing all other lawful papers, and generally doing everything necessary on our behalf to obtain and enforce proper patent protection for said Company for said invention in all countries in the world.

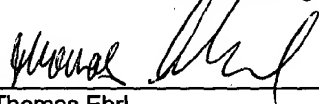
IN WITNESS WHEREOF, I hereunto set my hand and seal

this 14<sup>th</sup> day of May, 20 01.

  
\_\_\_\_\_  
Raimar Boehlke L.S.

  
\_\_\_\_\_  
Werner Schwarz L.S.

  
\_\_\_\_\_  
Professor Dr. Thomas Ischinger L.S.

  
\_\_\_\_\_  
Thomas Ehrl L.S.





**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

OCTOBER 15, 2001

PTAS



\*101810738A\*

THE RITCHIE LAW OFFICE  
WILLIAM B. RITCHIE  
43 JACKSON STREET  
CONCORD, NEW HAMPSHIRE 03301

**UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/01/2001

REEL/FRAME: 012060/0665  
NUMBER OF PAGES: 4

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
BOEHLKE, RAIMAR

DOC DATE: 05/14/2001

ASSIGNOR:  
SCHWARZ, WERNER

DOC DATE: 05/14/2001

ASSIGNOR:  
ISCHINGER, THOMAS

DOC DATE: 05/14/2001

ASSIGNOR:  
EHRL, THOMAS

DOC DATE: 05/14/2001

ASSIGNEE:  
GIP MEDIZINTECHNIK, GMBH  
MEDI-GLOBE STASSE 1-5  
ROHRDORF-ACHENMUHLE  
BAVARIA 83101, FED REP GERMANY

SERIAL NUMBER: 09847676  
PATENT NUMBER:

FILING DATE: 05/02/2001  
ISSUE DATE:

012060/0665 PAGE 2

TARA WASHINGTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

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